

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor :	Mira Kristina LaCous	Conf. No. 1550
Appln. No.:	10/626,185	Group Art Unit: 2137
Filed :	July 24, 2003	
For :	TRUSTED BIOMETRIC DEVICE	Examiner:
Docket No.:	S30.12-0006	Techane Gergiso

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

VIA ELECTRONIC FILING  
AUGUST 13, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed June 23, 2008, finally rejecting claims 1-10, 12, 14-22, 35-39 and 41-51.

**FEE STATUS**

[X] Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is established.

**FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b) the fee for filing the Notice of Appeal is:

[ ] other than a small entity                    \$510.00  
[X] small entity                                    \$255.00

**EXTENSION OF TIME**

These proceedings are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(a)        [ ] Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
[ ] one month	\$ 120.00	\$ 60.00
[ ] two months	\$ 460.00	\$230.00
[ ] three months	\$1,050.00	\$525.00
[ ] four months	\$1,640.00	\$820.00

If an additional extension of time is required, please consider this a petition therefor.  
(check and complete the next item, if applicable)

[ ] An extension for --- --- has already been secured and the fee paid therefor of \$---  
is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$---

or

(b) [ X] Applicant believes that no extension of time is required. However, this  
conditional petition is being made to provide for the possibility that Applicant has inadvertently  
overlooked the need for a petition and fee for extension of time.

#### **TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$255.00

Extension fee (if any) \$---

**Total Fee Due \$255.00**

#### **FEE PAYMENT**

[ x] Payment by credit card on Patent Office website using Electronic Filing  
System.

[ ] Charge Deposit Account No. 23-1123, the sum of \$..

The Director is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

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CLH:rkp